

#13

00-2-013

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Dorfman et al.

Serial No. 09/804,876

Art Unit: 1742

Filed: 3/13/2001

Examiner: N. Mai

For: Mo-Cu Composite Powder

Hon. Commissioner of Patents and Trademarks  
Washington, D.C. 20231

Sir:

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office (Fax No. (703)308-6916) on

October 1, 2003

(Date)

Robert F. Clark

Robert F. Clark, Reg. No. 33, 853

FAX RECEIVED  
OCT 01 2003

PETITIONS OFFICE

TERMINAL DISCLAIMER UNDER 37 CFR 1.321

The owner, OSRAM SYLVANIA Inc., of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,103,392. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

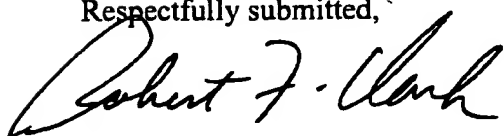
In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patent, as presently shortened by any terminal

disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

The undersigned is an attorney of record.

The fee for the disclaimer is enclosed.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Robert F. Clark". The signature is fluid and cursive, with the first name "Robert" and last name "Clark" clearly distinguishable.

Robert F. Clark  
Reg. No. 33,853

OSRAM SYLVANIA Inc.  
100 Endicott St.  
Danvers, MA 01923